

MOTION BY SUPERVISOR GLORIA MOLINA

August 17, 2010

Certain facts have come to my attention since the posting of today's agenda that require immediate action by this Board. Specifically, in recent weeks, the public has seen alarming investigations related to the lack of fiduciary responsibilities by the Bell City Council and its management staff. One of the most disturbing ones involved the over-taxation of property owners to pay its pension obligations. Bell's residents had been over taxed for the last three years by approximately \$2.8 million.

Last night, the City of Bell voted to correct its tax rate for retiree pension obligations. The City of Bell reportedly is prepared to dip into its reserves and refund \$2.8 million to its homeowners. However, according to Revenue and Tax Code §96.31 (d)—“pension override” tax recoveries must go only to Bell-area schools, not to homeowners. Property owners demand these refunds be returned to tax paying homeowners.

I, THEREFORE MOVE, that the Board find that this matter came to the attention of the Board since the posting of today's agenda, requires immediate action by the

MOTION

Ridley-Thomas _____

Yaroslavsky _____

Knabe _____

Antonovich _____

Molina _____

Board, and that upon the approval of a two-thirds majority of the Board, this item should be added to today's agenda under Government Code, section 54954.2(b)(2).

I, FURTHER MOVE, that the Board direct the CEO to seek, and support, special legislation to exempt the Bell pension override overpayment recovery from existing law, and to permit and ensure that it be credited to current Bell property owners in accordance with future tax allocation processes.